

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

ROBERT DRAKE EWBANK,

Case No. 6:17-cv-00187-MK

Plaintiff,

ORDER

v.

JEFF EMRICK, *et al.*,

Defendants.

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MCSHANE, Judge:

Magistrate Judge Jolie A. Russo filed a Findings and Recommendation, ECF No. 78, and the matter is now before me. *See* 28 U.S.C. § 636(b)(1)(B); Fed.R.Civ.P. 72(b). Plaintiff filed objections to the Findings and Recommendation. Accordingly, I have reviewed this case *de novo*. *See* 28 U.S.C. § 636(b)(1)(c); *McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc.*, 656 F.2d 1309, 1313 (9th Cir. 1981). I find no error and adopt the Findings and Recommendations.

Magistrate Judge Russo's Findings and Recommendation, ECF No. 78, is ADOPTED in full. Plaintiff's Supplemental Motion to Amend, ECF No. 75 is DENIED. Plaintiff's Motion for leave to file a Fifth Amended Complaint is DENIED as moot.

IT IS SO ORDERED.

DATED this 15th day of October, 2018.

/s/ Michael McShane  
Michael McShane  
United States District Judge